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April 18, 2019

**Submitted via FOIA Online**

National Freedom of Information Officer  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, NW (2822T)  
Washington, DC 20460

**Re: Freedom of Information Act Request**

This is a request for records, pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. §§ 552, *et seq.* Specifically, this request is for copies of:

**All electronic communications and correspondence<sup>1</sup> that (1) includes any current or former employee of the U.S. Environmental Protection Agency ("EPA"); and (2) includes Deputy Secretary of Agriculture Stephen Censky.**

With respect to (1), EPA's search should include (but not be limited to) all epa.gov email accounts. Please prioritize searches of the following accounts:

Scott Pruitt<sup>2</sup>  
Ryan Jackson  
Andrew Wheeler  
William Wehrum  
Mandy Gunasekara  
Henry Darwin  
Christopher Grundler  
Benjamin Hengst  
Panagiotis T. "Peter" Tsirigotis  
Troy M. Lyons  
Brittany Bolen  
Matthew Z. Leopold  
Alexandra (Dapolito) Dunn  
Nancy B. Beck  
Richard P. "Rick" Keigwin  
David P. "Dave" Ross  
Dennis Lee Forsgren, Jr.

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<sup>1</sup> For purposes of this Request, "electronic communications and correspondence" includes electronic mail (email), text messages, encrypted messages, instant messages, social media messages (Twitter direct messages, Facebook messenger, etc.), and faxes.

<sup>2</sup> We understand that Scott Pruitt, while with the EPA, used a number of email accounts, including (but possibly not limited to): pruit.scott@epa.gov, esp7@epa.gov, adm14pruit@epa.gov, and sooners7@epa.gov. This Request includes, but is not limited to, each of those accounts.



With respect to (2), the U.S. Department of Agriculture (“USDA”) can provide EPA with a list of all official email accounts used by Deputy Secretary Censky. We ask that you obtain this list from USDA. We understand USDA email accounts generally follow the format Firstname.Lastname, followed by: @osec.usda.gov, @oc.usda.gov, or @usda.gov. Deputy Secretary Censky’s “primary” email may be Steve.Censky or Stephen.Censky, followed by any of the above. **However**, as I have previously informed EPA, Deputy Secretary Censky uses an “email alias” that USDA has redacted from its FOIA productions. That “alias” email appears to be three or four characters followed by @osec.usda.gov. Because EPA has declined to request the “alias” email from USDA – which would significantly minimize EPA’s search burden – this FOIA request asks that EPA search for and review **ALL** electronic communications between EPA email servers and email accounts ending in @osec.usda.gov to determine Deputy Secretary Censky’s “alias” email. With that information, EPA should be able to refine its searches to focus on Mr. Censky’s “primary” and “alias” accounts.<sup>3</sup>

The relevant time period for this request is: **October 1, 2017, through the present**. This request specifically includes any attachments to any responsive records. Please search for responsive records regardless of format, medium, or physical characteristics.

For any responsive records, or portions of records, you deem covered by any applicable exemption, 5 U.S.C. § 552(b) details the appropriate process:

- “Any reasonably segregable portion of a record shall be provided to any person requesting such record after deletion of the portions which are exempt under this subsection.”
- “The amount of information deleted, and the exemption under which the deletion is made, shall be indicated on the released portion of the record, unless including that indication would harm an interest protected by the exemption in this subsection under which the deletion is made.”
- “If technically feasible, the amount of the information deleted, and the exemption under which the deletion is made, shall be indicated at the place in the record where such deletion is made.”

We are willing to pay fees for this request up to a maximum of **\$200**. If the fees for this request exceed that amount, please inform me first.

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<sup>3</sup> In an April 16, 2019, call with EPA FOIA staff, Kevin Hill informed me that EPA does not consider a government official’s “alias” official email to be private information covered by FOIA exemption (b)(6), and thus EPA does not redact, for example, the alias emails of Scott Pruitt from its productions. Based on this representation, EPA should also not redact any part of Deputy Secretary Censky’s “alias” email address(es) in any response to this FOIA request.



EPA National Freedom of Information Officer  
April 18, 2019

Thank you for your assistance with this request. You can contact me at (202) 590-0530 with any questions. Please email responsive documents, or a link for electronic delivery, to me at [patrick.mcmullen@sparacinopllc.com](mailto:patrick.mcmullen@sparacinopllc.com). If you cannot provide responsive documents electronically, please contact me to arrange delivery.

Sincerely,

A handwritten signature in black ink, appearing to read 'P. McMullen', with a stylized flourish at the end.

Patrick McMullen